

Paper No. 1695  
Disposes of  
Paper No. 1683

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST  
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA, et al

- vs -

ARAKI, Sadso, et al

ORDER  
GRANTING APPLICATION TO  
WITHDRAW EXHIBITS NOS.  
3665, 3669, 3677, 3678  
AND 3684, and DENYING  
APPLICATION TO WITHDRAW  
EXHIBITS NOS. 3663, 3664  
AND 281 FROM THE FILES  
OF THE TRIBUNAL

This matter coming on to be heard this 15th day of April, 1948, before the Honorable Sir William Webb, President of the Tribunal, upon the application of Ichiro Kiyose and George Francis Blewett, counsel for the Defense in the above entitled cause, for leave to withdraw from the files of the Tribunal certain documents, to wit: Exhibits Nos. 3663, 3664, 3665, 3669, 3677, 3678, 3684 and 281, for the purpose of returning said original documents to the sources from which they were obtained, said sources being fully set forth in the application which is Paper No. 1683, and the Tribunal having heard the statements and arguments of counsel for the Defense in support of said motion, and of the Prosecution in opposition thereto, and being fully advised in the premises, and

It appearing to the Tribunal that said Exhibits Nos. 3665, 3669, 3677 and 3684 which were obtained from the Library of the Japanese Diet and Exhibit No. 3678 which was obtained from the Japanese Foreign Office were offered and marked for Identification Only, and that said Exhibits Nos. 3663, 3664 and 281 which were obtained from the Library of the Japanese Diet were offered, admitted and are in evidence; and

It further appearing that said Exhibits Nos. 3665, 3669, 3677, 3678 and 3684, all for Identification Only, have served their purpose and no substantial injustice will result to either the Prosecution, the Accused, or any of them, by the withdrawal of said documents and the return thereof to the sources from which they were obtained; and

It further appearing that excerpts from said Exhibits Nos. 3665, 3669, 3677 and 3684, all for Identification Only, were offered, admitted and are in evidence as Exhibits Nos. 3665-A, 3669-A, 3677-A, and 3684-A, it is

ORDERED: That said application for the withdrawal of Exhibits Nos. 3665, 3669, 3677, 3678 and 3684, all for Identification Only, be and it hereby is granted, and that said Exhibits for Identification Only be withdrawn from the files of the Tribunal forthwith and delivered to George Francis Blewett, one of counsel for the Defense, to be returned by him to the source from which they were obtained, upon the express term and condition, however, that they be returned to the Clerk of the Tribunal immediately upon notice being given that they are required by the Tribunal, the Prosecution or the Defense for the purposes of this trial; and it is further

ORDERED: That said application for the withdrawal from the files of the Tribunal of Exhibits Nos. 3663, 3664, and 281, be and it hereby is denied; and it is further

ORDERED: That any and all excerpts or parts of Exhibits for Identification Only herein ordered to be withdrawn and returned, which excerpts have been received and are in evidence in this case and marked as Exhibits, shall remain in the files of the Tribunal and their status shall in no way be affected by this order.

BY THE TRIBUNAL:

(signed) F. F. Webb  
PRESIDENT